

OFFICIAL

NO. 0537 P. 1

MAY. 27. 2003 3:11PM 858 792-6773 FOLEY AND LARDNER

FOLEY & LARDNER
ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92190
P.O. BOX 80278
SAN DIEGO, CALIFORNIA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEYLARDNER.COM

FAX RECEIVED

MAY 28 2003

GROUP 1700**FACSIMILE TRANSMISSION****Total # of Pages 10 (including this page)**

TO:	PHONE #:	FAX #:
United States Patent and Trademark Office Art Unit: 1743	(703) 306-5665	(703) 872-9310

From : Stacy L. Taylor

Date : March 14, 2003

Client/Matter No : 041673-2092

User ID No : 3054

RECEIVED

SEP 15 2003

OFFICE OF PETITIONS

MESSAGE:

Applicant: Prussak, et al.

Title: NOVEL CHIMERIC TNF LIGANDS

Appl. No.: 10/006,305

Filing Date: 12/06/2001

Examiner: Unknown

Art Unit: 1743

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Michelle Sympson
-----------	------------	---

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Atty. Dkt. No. 041673-2092

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Prussak, et al.
Title: NOVEL CHIMERIC TNF LIGANDS
Appl. No.: 10/006,305
Filing Date: 12/06/2001
Examiner: Unknown
Art Unit: 1743

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<i>Michelle Sympson</i> (Printed Name)	
<i>Michelle Sympson</i> (Signature)	
May 27, 2003 (Date of Deposit)	

FAX RECEIVED

MAY 28 2003

GROUP 1700

RECEIVED

SEP 15 2003

Commissioner for Patents
Mail Stop Petitions
Alexandria, VA 22313-1450

Sir:

OFFICE OF PETITIONS

Transmitted herewith for the above-identified application please find:

1. Petition for Revival of Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b), including fee of \$650.00.
2. Request to Rescind Previous Non-Publication Request Under 37 U.S.C. 22(b)(2)(B)(ii).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.18, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed

Atty. Dkt. No. 041673-2092

herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date

5-27-03

By

Stacy L. Taylor

Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842

FOLEY & LARDNER
Customer Number: 30542



30542

PATENT TRADEMARK OFFICE

Telephone: (858) 847-6720
Facsimile: (858) 792-6773

Atty. Dkt. No. 041673-2092

RECEIVED
SEP 15 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Prussak, et al.

Title: NOVEL CHIMERIC TNF LIGANDS

Appl. No.: 10/006,305

Filing Date: 12/06/2001

Examiner: Unknown

Art Unit: 1743.

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.

Michelle Sympson
(Printed Name)
Michelle Sympson
(Signature)

May 27, 2003
(Date of Deposit)

FAX RECEIVED

MAY 28 2003

GROUP 1700

PETITION FOR REVIVAL OF APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Commissioner for Patents
Mail Stop Petition
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for inadvertent failure to timely file a Request to Rescind Previous Non-Publication Request within 45 days of filing this application in the PCT (PCT/US02/39245, filed December 5, 2002). The Request to Rescind Previous Non-Publication Request is enclosed herewith.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

1. Required reply and/or fee;
2. Petition fee (37 C.F.R. § 1.17(m));
3. Statement that the abandonment was unintentional; and
4. Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

Atty. Dkt. No. 041673-2092

1. Required reply and/or fee.

Request to Rescind Previous Non-Publication Request is enclosed herewith.

2. Petition fee (37 C.F.R. § 1.17(m))

Please charge Deposit Account No. 50-0872 in the amount of \$650.00, stated in 37 C.F.R. § 1.17(m) to cover the fee for this petition. A duplicate copy of this paper is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

3. Statement that the abandonment was unintentional.

Applicants hereby state that the entire delay in filing the required Request to Rescind Previous Non-Publication Request, until the filing of this petition, was unintentional.

Atty. Dkt. No. 041673-2092

4. Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

No terminal disclaimer is required in this application under 37 C.F.R. § 1.137(c) since this application was not filed before June 8, 1995.

Respectfully submitted,

Date 5/27/03

By *Stacy L. Taylor*

FOLEY & LARDNER
Customer Number: 30542



30542

PATENT TRADEMARK OFFICE

Telephone: (858) 847-6720
Facsimile: (858) 792-6773

Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842

Atty. Dkt. No. 041673-2092

RECEIVED

SEP 15 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICE OF PETITIONS

Applicant: Prussak, et al.

Title: NOVEL CHIMERIC TNF LIGANDS

Appl. No.: 10/006,305

Filing Date: 12/06/2001

Examiner: Unknown

Art Unit: 1743

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<i>Michelle Simpson</i> (Printed Name)	
<i>Michelle Simpson</i> (Signature)	
May 27, 2003 (Date of Deposit)	

REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST**35 U.S.C. 122(b)(2)(B)**

Mail Stop PGPUB
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

Applicant furthermore hereby provides the notice to the Patent Office required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 C.F.R. 1.213(c) that an application directed to the invention disclosed in the above-identified application was submitted in another country.

MAY. 27. 2003 3:13PM

858 792-6773 FOLEY AND LARDNER

NO. 0537 P. 10

Atty. Dkt. No. 041673-2092

or under a multilateral international agreement, that requires publication of applications eighteen months after filing. This notice is being provided more than forty-five days after the date of the filing of such foreign or international application, but together with a Petition to Revive the Application submitted on this same date.

Respectfully submitted,

Date

5-27-03

By

Stacy L. Taylor

Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842

FOLEY & LARDNER
Customer Number: 30542



30542

PATENT TRADEMARK OFFICE

Telephone: (858) 847-6720
Facsimile: (858) 792-6773

023.236367.1

Received from < > at 5/27/03 6:09:58 PM [Eastern Daylight Time]